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In re Application of
MORITANI et al.
U.S. Application No. 10/573,572
PCT No.: PCT/JP03/15935
Int. Filing Date: 12 December 2003
Priority Date: None
Attorney Docket No.: 2006_0147A
For: TEST EQUIPMENT OF ENGINE
MOTORING

COMMUNICATION
REGARDING
SUBMISSION UNDER 37 CFR 1.42

In a communication mailed by this Office on 17 June 2008, the declaration filed by applicant on behalf of deceased inventor Yoshi Kikukawa was dismissed for failure to include all the information required under 37 CFR 1.497. (The declaration did not include the country of citizenship for the legal representative.)

On 30 July 2008, applicant filed a response to the previous communication that was accompanied by a revised declaration. The declaration submitted on 30 July 2008 identifies the deceased inventor and states the deceased inventor's country of citizenship and residence, is signed by Kimino Kikukawa as "Legal Representative," states his/her relationship to the deceased (i.e., Legal Representative), and provides the Legal Representative's country of citizenship and residency. Accordingly, the declaration complies with the requirements of 37 CFR 1.497(b)(2) and 37 CFR 1.42.

The request for status under 37 CFR 1.42 is GRANTED.

The application will be forwarded to the National Stage Processing Branch of the Office of PCT Operations for further processing in accordance with this decision.

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ADMINISTRATION

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Hitoshi MORITANI et al.

: Mail Stop: PCT

Serial No. 10/573,572

: Attorney Docket No. 2006_0147A

Filed March 27, 2006

TEST EQUIPMENT OF ENGINE MOTORING

[Corresponding to PCT/JP2003/15935

Filed December 12, 2003]

RESPONSE TO COMMUNICATION REGARDING SUBMISSION UNDER 37 CFR 1.42

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In the Communication mailed by the U.S. PTO on June 7, 2008, the U.S. PTO “Dismissed without prejudice” the Request for Status Under 37 CFR 1.42 for the above-identified application.

The Request was dismissed by the U.S. PTO “because the Declaration submitted does not include the citizenship of the legal representative, Kimino KIKUKAWA.”

Accordingly, a supplemental Declaration is submitted herewith. This Supplemental Declaration is newly executed by Kimino KIKUKAWA, the legal representative of deceased inventor Yoshio Kikukawa. The newly executed document sets forth a Post Office address and citizenship of the legal representative (see page 3 of attached Declaration), as well as all of the required inventor information.

Therefore, it is submitted that status under 37 CFR 1.42 should now be granted.